

**MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF BARRINGTON
JANUARY 13, 2003**

CALL TO ORDER

The Regular Meeting of the President and Board of Trustees was called to order by President Reagle at 8:00 p.m., in the Village Board Room, 200 South Hough Street, Barrington, Illinois. Daniel R. Spike of The Presbyterian Church of Barrington led the pledge of allegiance and then gave the invocation.

ROLL CALL

Upon roll being called the following answered present: Trustees Timothy Dunn, Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt; President Marshall Reagle. Also present were: Acting Village Clerk Jeanne Gilson, Village Manager Robert Irvin, Assistant Village Manager Denise Pieroni, Village Attorney Ed Springer, Information Systems Coordinator Mike Madden, Director of Building and Planning Jim Wallace, Senior Planner Keith Sbiral, Administrative Assistant Colleen Nigg, Police Chief Jeff Lawler, Fire Prevention Officer Jim Feit and Acting Fire Chief John Feit.

READING OF AGENDA

President Reagle read the Election Interference section of the State Election Code. President Reagle then read the Agenda. No changes were brought forth by the Trustees.

CONSIDERATION RE: Motion to take a single roll call vote on the question of modifying or setting Agenda Items.

President Reagle did not entertain a motion on the question of modifying or setting the Agenda.

DISCUSSION RE: Legal Opinion issued by Klein, Thorpe & Jenkins on December 31, 2002 and Receipt of Resident Comments relating to this Matter.

Attorney Terrence Barnicle from the law firm of Klein, Thorpe and Jenkins, Ltd. was present to review and discuss the legal opinion rendered on this matter. He concluded that the Village President exceeded his authority in issuing the December 17, 2002 executive order terminating relationships with all legal firms providing services to the Village effective December 31, 2002. President Reagle asked various questions regarding terms, contracts and compensation relative to retained counsel, to which Mr. Barnicle responded.

CONSIDERATION RE: MOTION TO ADJOURN TO CLOSED SESSION (PERSONNEL (5ILCS 120/2 (c) (1), LITIGATION (5ILCS 120/2(c)(11).

No motion was made to enter into a closed session at this time.

APPROVAL OF MINUTES

MOTION: A motion was duly made by Trustee Dunn and seconded by Trustee Raseman to approve the minutes of the December 16, 2002 Regular Meeting of the Corporate Authorities as presented.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed and the minutes approved.

PERSONS TO BE HEARD FROM THE FLOOR – CITIZEN'S REGISTRATION/COMMENTS

President Reagle opened the floor to those wishing to address the Corporate Authorities.

Jim Lewandowski, 229 West Lincoln, presented recommendations to the Board relative to the village manager recruitment process and offered to provide the name of a consulting firm that may be able to assist.

Jerry Connors, 130 West Lake Street, addressed the Board expressing his concerns relative to the effect that of the Village President's executive order to terminate legal counsel on the Village's shared services agreements and its relationship with the Countryside Fire Protection District and the Village of Inverness.

Mike Ryan, 559 Division, encouraged members of the Board to communicate one on one with each other regarding the issues facing the Board. He then expressed his concern with the actions taken by President Reagle in recent months.

John Murphy, 1453 South Shore Court, addressed the Board with his concern that the Village of Barrington is becoming stagnated in its' economic plans. He asked President Reagle to lead in a positive direction and stated he felt the strife was impeding the Village's ability to grow and remain prosperous.

Harry MacCartney, Barrington Area Development Council, invited the Board and public to attend the third bi-annual Leadership Academy that will be held on Saturday, February 8th.

Dave Hendrickson, 230 Carriage Court, addressed the Board regarding his participation in the Village Center Redevelopment Committee and asked that all who live in the community take a "pro-Barrington" stance.

Joe Kabbes, 115 Coolidge, addressed the Board comparing the tactics of President Reagle to sordid despots.

Dave Mahoney, 118 West Lake Street, addressed the Board expressing his embarrassment relative to the negative press attention Barrington has been receiving. He asked President Reagle to set a good example for the upcoming election and make a statement to the press asking them to report on the issues and not print personal attacks.

Melissa Toronyi, 211 North Hager Avenue, addressed the Board regarding the negative press about Barrington and stated that the focus should be on the newspapers and not on President Reagle.

Norval Stephens, 177 Fox Hunt Trail, reported that the Barrington Area Community Foundation raised \$650,000 and thanked the community for their generosity.

Bill Hartman, 1200 South Hough, asked the Board to conduct a survey of the residents before the April 1st Consolidated Election to determine the will of the people regarding development in the downtown.

REPORTS OF VILLAGE OFFICIALS

VILLAGE PRESIDENT'S REPORT

President Reagle read an e-mail he received from Attorney Bateman relative to court cases prosecuted since the executive order was issued on December 17, 2002. He then read a speech he gave at the Good Shepherd Hospital public hearing supporting the addition of a cardiac care center. President Reagle spoke of the legal expenses incurred by the Village and quoted annual dollar amounts expended by Hoffman Estates and Harwood Heights.

VILLAGE MANAGER'S REPORT

Village Manager Robert Irvin commented upon Consent Agenda Item 5d noting that the Agreement provided for a one (1) year renewable term, for a total of three years. He gave clarification to the article published in the January 2003 village newsletter relative to the Balanced Budget Adopted for 2003. Mr. Irvin reported that the Government Finance Officers Association will be awarding the Village of Barrington with a Certificate of Achievement of Financial Reporting for 2001, noting that this is the highest award given.

Village Manager Robert Irvin noted that he had asked Assistant Village Manager Denise Pieroni to prepare a brief presentation relative to legal expenses incurred by the Village in 2001. Ms. Pieroni presented legal service expenditures for fiscal year 2001 and gave the historical aspects of counsel retained and hourly rates. She stated that the Administrative Services/Finance Committee reviews all legal bills on a monthly basis. She also noted that, as part of the budget process, an evaluation of using in-house counsel to reduce legal expenditures was studied by the Village President and Board of Trustees.

Mr. Irvin reminded registered voters not to sign more than three Trustee candidate petitions, as there are only three seats available. He then read the rules for the posting of political signage.

VILLAGE CLERK'S REPORT

No report.

COMMITTEE REPORTS

ADMINISTRATIVE SERVICES/FINANCE COMMITTEE

Trustee Darch reported that the Committee reviewed and were recommending payment of legal bills that will be considered at the January 27, 2002 meeting of the Corporate Authorities. She commended Staff for being honored with the Certificate of Achievement of Financial Reporting award. She noted that the Committee had also discussed and were recommending establishing a reduced recycling and refuse rate for seniors and a further subsidy for seniors who qualify for the circuit breaker program. She also stated that the Committee was recommending that the subsidy for those seniors qualifying for the circuit breaker program be funded through a transfer from the general fund into the recycling and refuse fund. She advised the Board that the Committee had also reviewed an amendment to the Illinois Gift Ban Act by the General Assembly and recommended that the Village Ethics Ordinance be modified to reflect the amendment. Trustee Darch stated that the Committee had reviewed the monthly report on revenues and expenditures and the revised year-end projection for 2002, reporting that 2002 was in better shape than had been expected. She also reported that the Staff, as requested, had looked into the possibility of advanced refunding of outstanding bonds since the recent drop in interest rates. This request resulted in an expert stating that the current rate is favorable and that they would not recommend the advance refunding of these issues at this time. Trustee Darch also gave a summary of the legal fee expenditures and listed the categories legal counsel is required.

PLANNING & ZONING & ECONOMIC DEVELOPMENT COMMITTEE

Trustee Yeagley reported that the Committee reviewed a request from a developer to extend water and sewer services for a proposed subdivision located between Bradwell Road and the Estates of Barrington. The Committee asked Staff to collect more information from the developer and to obtain the position of the Village of Inverness prior to formulating their recommendation. Trustee Yeagley gave an update on the status of the proposed Borders Book development. Trustee Yeagley reported that, as part of their Agreement with the Village, the Cook Street Plaza Joint Venture will be furnishing leases to the Village for review. The Committee is also working on coordinating language used in the Village Center Master Plan, Comprehensive Plan and Zoning Ordinances. She outlined recommended changes and noted that the Plan Commission will work on language changes for final approval to be considered by the Board.

PUBLIC SAFETY COMMITTEE

Trustee Dunn reported that the Committee reviewed and discussed the draft Intergovernmental Agreement relating to dispatch services. The Committee also reviewed a westbound Hillside Avenue left-turn lane proposal and tabled the matter until a southeast quadrant neighborhood comprehensive study can be done. Trustee Dunn updated the Board relative to the hiring of a new fire chief.

PUBLIC WORKS COMMITTEE

Trustee Schaefer followed up on a water quality issue raised by a resident.

CONSENT AGENDA Pursuant to 65 ILCS 5/3.1-40-40, a single roll call vote of the Village Board of Trustees and the President on a group of ordinances, resolutions, orders, and/or motions.

President Reagle asked if anyone wished to have any items removed from the Consent Agenda. None were noted.

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Schaefer to approve taking a single roll call vote to adopt and create a Consent Agenda, consisting of Items 5a, 5b, 5c, 5d, 5e, 5f and 5g.

For the benefit of the public, President Reagle listed the following items to be included on the Consent Agenda.

RESOLUTION #03-2780: Honoring police officer Arthur W. LaRue on the anniversary of twenty years of service to the Village of Barrington (Agenda Item 5a).

RESOLUTION #03-2781: Honoring police corporal Gary M. Lisauskas on the anniversary of twenty years of service to the Village of Barrington (Agenda Item 5b).

RESOLUTION #03-2782: Waiver of Temporary Liquor License Fee for St. Anne's Parish Fundraising Event (Saturday, March 15, 2003 – 1st event of 2003) (Agenda Item 5c).

RESOLUTION #03-2783: Authorizing and Approving the Waiver of Competitive Bids and the Solicitation of Sealed Price Proposals to Award a Contract for Snow and Ice Removal in the Chippendale Subdivision, Barrington Train Station/North Commuter Parking Lot (Beginning November 2003) (Agenda Item 5d).

RESOLUTION #03-2784: Authorizing a Waiver of Competitive Bids and Approving and Awarding a Contract to Best Quality Cleaning to Provide Janitorial Services for the Public Safety Facility (Agenda Item 5e).

ORDINANCE #03-3050: Amending the Barrington Village Code with Respect to Chapters 5, 7, 10, 13, 17, 19, 20 and 24 Adopting 2000 Building Codes as follows: (Agenda Item 5f).

- 2000 International Building Code with amendments
- 2000 International Residential Code with amendments
- 2000 International Mechanical Code with amendments
- 2000 International Energy Conservation Code with amendments
- 2000 International Fire Code with amendments
- 2000 International Fuel Gas Code with amendments
- 2000 International Property Maintenance Code with amendments
- Updated amendments to the current (1993) Illinois Plumbing Code

RESOLUTION #03-2786: Authorizing and Directing the Initiation of Amendments to the Text of the Comprehensive Plan and Village Center Master Plan (Agenda Item 5g).

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; President Reagle, aye. President Reagle declared the motion to take a single roll call vote to adopt and create the Consent Agenda passed unanimously.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to approve the Consent Agenda consisting of Items 5a, 5b, 5c, 5d, 5e, 5f and 5g.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; President Reagle, aye. President Reagle declared the motion passed.

UNFINISHED BUSINESS

No unfinished business matters were presented for consideration.

NEW BUSINESS

APPOINTMENTS: (Agenda Item 6a).

Karen Plummer – Architectural Review Commission – Term Ending December 31, 2005

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Darch to consent to and confirm the appointment of Karen Plummer to the Architectural Review Commission for a term ending December 31, 2005.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed.

Jason Hayden – Assistant Village Treasurer

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Yeagley to consent to and confirm the appointment of Jason Hayden to the position of Assistant Village Treasurer.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed.

ORDINANCE #03-3049: Adopting Annual Budget for the Village of Barrington for the 2004 Fiscal Year (Agenda Item 6b).

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to pass, as presented, Ordinance #03-3049: Adopting Annual Budget for the Village of Barrington for the 2004 Fiscal Year.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed.

RESOLUTION #03-2785: Authorizing Employment of a Professional Recruiting Consultant and Affirming the process to select a new Village Manager due to Pending Retirement of Current Village Manager Robert Irvin

OR;

RESOLUTION #03- : Establishing a Citizens of the Greater Barrington Area Selection Committee to Recommend Qualified Candidates for the Position of Village Manager to the Corporate Authorities (Agenda Item 6c).

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Yeagley to pass, Resolution #03-2785: Authorizing Employment of a Professional Recruiting Consultant and Affirming the process to select a new Village Manager due to Pending Retirement of Current Village Manager Robert Irvin.

The Village Manager distributed proposals from The PAR, Bennett and Mercer Groups to be considered. President Reagle spoke of his request for citizen participation in this process. Trustee Schaefer indicated that he had spoken to two of three residents recommended by President Reagle. Trustee Schaefer reported that those he spoke to chose not to volunteer due to the significant amount of time that would be required. Trustee Schaefer stated he would vote in favor of a professional recruiting firm but would appreciate and encourage resident input and involvement throughout the process.

Trustee Yeagley highlighted points in each proposal. She expressed her concern relative to involving residents in the process since the confidentiality of the candidates needed to be considered. President Reagle asked each member of the Board which process they favored, to which all members of the Board indicated their support for the hiring of a professional recruiting firm.

Trustee Raseman, who has a background in the field of private sector employee recruitment, presented her recommendations relative to the search process as well as her preference, based on level of experience, in terms of the firm. Trustee Raseman suggested the use of The PAR Group and recommended to the Board that they meet with this firm to make sure it's a good fit and to clarify terms of the contract prior to moving forward with a final decision. Trustee Darch recommended deleting Section Three (3) of Resolution #03-2785. President Reagle suggested that consideration of this matter be postponed until the January 27, 2003 meeting of the Corporate Authorities.

Mr. Irvin confirmed Board concurrence to schedule a January 21, 2003 Committee of the Whole meeting for the purpose of interviewing The PAR Group.

MOTION WITHDRAWN AND NEW MOTION REPRESENTED: Trustee Schaefer (who made the original motion) and Trustee Yeagley (who seconded the motion) each consented to withdraw the original motion and the following motion was made in its place:

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Yeagley to pass, Resolution #03-2785: Authorizing Employment of a Professional Recruiting Consultant and Affirming the process to select a new Village Manager due to Pending Retirement of Current Village Manager Robert Irvin, amended to delete Section Three (3), to modify Section Four (4) to include the PAR Group, and renumber the items consecutively.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed.

PAYMENT OF BILLS:

WARRANTS LIST- 01/13/03 \$642,826.48 2002 EXPENSES

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Yeagley to approve the payment of the bills included on the voucher listing for the period ending 01/13/03 in the amount of \$642,826.48.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed.

WARRANTS LIST- 01/13/03 \$39,540.31 2002 COMMONWEALTH EDISON

Trustee Hunt noted for the record that, due to a conflict of interest, he was recusing himself from deliberation on this matter in any way.

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Yeagley to approve the payment of the bills included on the voucher listing for the period ending 01/13/03 in the amount of \$39,540.31.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, recused. President Reagle declared the motion passed.

WARRANTS LIST- 01/10/03 \$495,150.88 2003 EXPENSES

MOTION: A motion was duly made by Trustee Dunn and seconded by Trustee Raseman to approve the payment of the bills included on the voucher listing for the period ending 01/10/03 in the amount of \$495,150.88.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed.

WARRANTS LIST- 12/31/02 \$7,605.20 125 REIMBURSEMENT

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Yeagley to approve the payment of the bills included on the voucher listing for the period ending 12/31/02 in the amount of \$7,605.20.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed.

COMMENTS – “ROUND THE TABLE”

Trustee Dunn voiced his concern with the ready-aim-fire mentality of the Village President and his hope that it not continue. He then expressed his shock relative to the executive order issued and pointed out the additional legal fees that were expended to render a legal opinion. Trustee Dunn then noted the concern expressed by the Countryside Fire Protection District and the Village of Inverness.

Trustee Darch thanked Barrington High School students for providing Christmas gifts for Trustee Dunn to take to Africa and distribute to the children. Trustee Darch encouraged people to attend the Barrington Area Development Council leadership academy. She then thanked those citizens who participated in the public comment segment of the meeting for expressing their views. She communicated her hope that members of the Board always give respectful attention to public comments.

Trustee Schaefer welcomed Trustee Dunn home from his trip to Africa.

Trustee Raseman spoke of the resources provided to the community through the Barrington Career Center. She then stated she had been contacted by innumerable residents who expressed their concern about the recent negative press coverage in the newspapers and on the radio. Trustee Raseman distributed a letter written by a citizen expressing concerns relative to the recent negative events that have taken place. Trustee Raseman commended Mr. Springer for his impeccable honor and neutrality that he provides to the Board of Trustees. She also thanked Attorney Bateman for his service to the Village.

Trustee Yeagley stated that the H Group (the group Barrington and most of BACOG is part of) and Lake County Framework Committee will be meeting to discuss future transportation plans, specifically the possibility of commuter stops on the E,J&E rail line. Trustee Yeagley announced her intention to request the Framework Committee investigate the placement of satellite parking lots and offer a bus program that would transport commuters from these satellite lots to the train station. She stated this program would benefit both Metra and residents of Barrington. Trustee Yeagley stated she was surprised that the impact fee ordinance was not on the agenda to be considered at this evening's meeting and asked that it be placed on the next meeting of the Corporate Authorities. She then gave an update on the shared services agreement with Inverness. Trustee Yeagley stated that the Trustees were asked to provide a personal biography about themselves for publication in the Village's newsletter. She stated she would not give her permission for this type of information being published and further stated that the newsletter should be used to give residents specific information on Village's services.

Trustee Hunt spoke of the citizens who commented that they felt their safety and sense of well being is being threatened by recent political events. He expressed his hope that the citizen comments received earlier would act as a catalyst to refocus, redirect and recommit; to discuss differences and reach consensus, and to reflect on what was said and move forward.

CLOSED SESSION (This session shall be closed to the general public and media. Items discussed in Closed Session may be acted upon in open session following the completion of the Closed Session).

CONSIDERATION RE: Motion to Adjourn to Closed Session Personnel (5ILCS 120/2 (c) (1), Litigation (5ILCS 120/2(c)(11), Land Acquisition (5ILCS 120/2 (c) (5), Collective Negotiating Matters (5ILCS 120/2 (c) (2).

MOTION: Trustee Dunn moved, seconded by Trustee Raseman, that the Corporate Authorities adjourn to Closed Session for the purpose of the consideration of litigation that has been filed and is pending before a court or administrative tribunal, or an action that is probable or imminent, pursuant to Chapter 5 ILCS 120/2(c)(11) and for the purpose of the collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees, pursuant to Chapter 5 ILCS 120/2(c)(2).

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed unanimously.

The time was 10:29 p.m.

RESUMPTION OF PUBLIC PORTION OF MEETING

President Reagle entertained a motion to reconvene the public portion of the meeting of the Corporate Authorities of January 13, 2003.

MOTION: A motion was duly made by Trustee Dunn and seconded by Trustee Raseman to reconvene the public portion of the meeting of the Corporate Authorities of January 13, 2003.

ROLL CALL: Trustee Dunn, aye; Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye. President Reagle declared the motion passed unanimously.

It was noted for the record that all Trustees and the Village President who were present prior to the commencement of the closed session were still present.

The public portion of the meeting resumed at 12:31 a.m., January 14, 2003.

ADJOURNMENT

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to adjourn the Regular Meeting of the President and Board of Trustees.

A voice vote was then called following which President Reagle declared the motion to adjourn had been unanimously adopted and the meeting was adjourned. The time was 12:32 a.m., January 14, 2003.

Jeanne M. Gilson, Acting Village Clerk